

# **EXHIBIT K**

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1 UNITED STATES DISTRICT COURT  
1 SOUTHERN DISTRICT OF NEW YORK

2 -----x

3 In Re: METHYL TERTIARY BUTYL  
3 ETHER ("MTBE") PRODUCTS  
4 LIABILITY LITIGATION

00 MDL 1358 (SAS)

00 CV 1898 (SAS)

Telephone Conference

5 -----x

New York, N.Y.

October 22, 2013

2:30 p.m.

8 Before:

9 HON. SHIRA A. SCHEINDLIN

District Judge

12 APPEARANCES

13 MILLER AXLINE & SAWYER  
14 Attorneys for Plaintiffs  
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1           If you want a one-paragraph declaration from Chevron  
2 Estella saying what I just said, that's fine, but I don't need  
3 to convene a deposition to have somebody say that in one and a  
4 half minutes. I didn't even take me one half minute, but I  
5 speak fast.

6           Chevron Puerto Rico. The objection is that this  
7 latest notice is duplicative of a notice on September 5th, the  
8 September 13th is duplicative of the September 5th one, and  
9 Chevron produced a 30(b)(6) witness but plaintiffs didn't ask  
10 the ten questions that were included on the notice, then they  
11 want to reopen.

12           My view of that one is if plaintiff had the  
13 opportunity to ask the ten questions and didn't, they probably  
14 ran out of time. That doesn't give them a right to do this  
15 deposition again. They are limited to written questions.

16           Plaintiffs, if you want to get those ten questions  
17 answered that you could have asked then, you can take a  
18 deposition on written questions. Just ask the ten questions in  
19 writing and you will get a written answer. That's it.

20           Let's go on to CITGO. CITGO has three objections.  
21 The first one says they didn't sell, supply, or deliver  
22 gasoline to retail service stations. I don't know quite what  
23 that means. It is called issue 23, and there are too many  
24 issues for me to go back to the underlying documents.

25           What's that about?

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